

April 07, 2017



U.S. Department  
of Transportation

East Building, PHH-30  
1200 New Jersey Avenue S.E.  
Washington, D.C. 20590

**Pipeline and Hazardous  
Materials Safety Administration**

DOT-SP 20400

**EXPIRATION DATE: 2019-02-28**

(FOR RENEWAL, SEE 49 CFR 107.109)

1. GRANTEE: BIC USA Inc.  
Shelton, CT
2. PURPOSE AND LIMITATION:
  - a. This special permit authorizes the transportation in commerce of lighters in alternative packaging by private or contract motor carrier, or by common carrier in a motor vehicle under exclusive use, between manufacturing sites, distribution centers and retail outlets. This special permit provides no relief from the Hazardous Materials Regulations (HMR) other than as specifically stated herein. The most recent revision supersedes all previous revisions.
  - b. The safety analyses performed in the development of this special permit only considered the hazards and risks associated with the transportation in commerce.
  - c. No party status will be granted to this special permit.
3. REGULATORY SYSTEM AFFECTED: 49 CFR Parts 106, 107 and 171-180.
4. REGULATIONS FROM WHICH EXEMPTED: 49 CFR § 173.308(c)(2) in that outer packagings must be at the PG II performance level except as specified herein.
5. BASIS: This special permit is based on the application of BIC USA Inc. dated January 13, 2017 submitted in accordance with § 107.105 and the public proceeding thereon.

Tracking Number: 2017016792

**April 07, 2017**6. HAZARDOUS MATERIALS (49 CFR 172.101):

<b>Hazardous Materials Description</b>			
<b>Proper Shipping Name</b>	<b>Hazard Class/ Division</b>	<b>Identification Number</b>	<b>Packing Group</b>
Lighters <i>containing flammable gas</i>	2.1	UN1057	N/A

7. SAFETY CONTROL MEASURES:a. PACKAGING - Prescribed packaging is as follows:

(1) Lighters shall be placed in inner packagings conforming to § 173.308(c) (1).

(2) Inner packagings containing lighters shall be packed into slotted fiberboard trays in such a manner as to prevent them from moving freely during transportation, and must include sufficient cushioning materials placed above the inner packagings to prevent significant vertical movement.

(3) The trays shall be placed in a non-specification fiberboard outer packaging which is banded to a wooden pallet with metal, fabric, or plastic straps to form a single palletized unit.

(4) The completed package shall conform to all applicable general packaging requirements in Subpart B of Part 173 of the HMR.

(5) The maximum net mass of the lighters in one palletized unit shall not exceed 140 kg (309 lbs.).

b. OPERATIONAL CONTROLS -

(1) Transportation may only be performed by private or contract carrier or by common carrier in a vehicle under exclusive use.

(2) Transportation in accordance with this special permit may only be performed between manufacturing facilities, distribution centers, and retail outlets.

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(3) Completed packages may not have additional packages stacked on top of them during transportation.

(4) Only lighters that have been successfully examined and tested in accordance with § 173.308(b) may be transported in accordance with this special permit.

8. SPECIAL PROVISIONS:

a. A person who is not a holder of this special permit who receives a package covered by this special permit may reoffer it for transportation provided no modification or change is made to the package or its contents and it is reoffered for transportation in conformance with this special permit and the HMR.

b. A current copy of this special permit must be maintained at each facility where the package is offered or reoffered for transportation.

9. MODES OF TRANSPORTATION AUTHORIZED: Motor vehicle.

10. MODAL REQUIREMENTS: A current copy of this special permit must be carried aboard each motor vehicle used to transport packages covered by this special permit.

11. COMPLIANCE: Failure by a person to comply with any of the following may result in suspension or revocation of this special permit and penalties prescribed by the Federal hazardous materials transportation law, 49 U.S.C. 5101 et seq:

- o All terms and conditions prescribed in this special permit and the Hazardous Materials Regulations, 49 CFR Parts 171-180.
- o Persons operating under the terms of this special permit must comply with the security plan requirement in Subpart I of Part 172 of the HMR, when applicable.
- o Registration required by § 107.601 et seq., when applicable.

Each "Hazmat employee", as defined in § 171.8, who performs a function subject to this special permit must receive training on the requirements and conditions of this special permit in addition to the training required by §§ 172.700 through 172.704.

No person may use or apply this special permit, including display of its number, when this special permit has expired or is otherwise no longer in effect.

Under Title VII of the Safe, Accountable, Flexible, Efficient Transportation Equity Act: A Legacy for Users (SAFETEA-LU) – "The Hazardous Materials Safety and Security Reauthorization Act of 2005" (Pub. L. 109-59), 119 Stat. 1144 (August 10, 2005), amended the Federal hazardous materials transportation law by changing the term "exemption" to "special permit" and authorizes a special permit to be granted up to two years for new special permits and up to four years for renewals.

12. REPORTING REQUIREMENTS: Shipments or operations conducted under this special permit are subject to the Hazardous Materials Incident Reporting requirements specified in 49 CFR §§ 171.15 - Immediate notice of certain hazardous materials incidents, and 171.16 - Detailed hazardous materials incident reports. In addition, the grantee(s) of this special permit must notify the Associate Administrator for Hazardous Materials Safety, in writing, of any incident involving a package, shipment or operation conducted under terms of this special permit.

Issued in Washington, D.C.:



for William Schoonover  
Associate Administrator for Hazardous Materials Safety

Address all inquiries to: Associate Administrator for Hazardous Materials Safety, Pipeline and Hazardous Material Safety Administration, U.S. Department of Transportation, East Building PHH-30, 1200 New Jersey Avenue, Southeast, Washington, D.C. 20590.

Copies of this special permit may be obtained by accessing the Hazardous Materials Safety Homepage at [http://hazmat.dot.gov/sp\\_app/special\\_permits/spec\\_perm\\_index.htm](http://hazmat.dot.gov/sp_app/special_permits/spec_perm_index.htm). Photo reproductions and legible reductions of this special permit are permitted. Any alteration of this special permit is prohibited.

PO: BenM/TG